



Maricopa County

Environmental Services Department

Office of the Director
Variance/HACCP Program Coordinator
1001 N. Central Ave., Suite 401
Phoenix, Arizona 85004-1937
Phone: (602) 506-6972
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Request for Variance

Establishment Name: _____

Address: _____

Permit Number: _____

Contact Name: _____

Daytime Phone Number: _____ **Alternate Number:** _____

Email Address: _____

Maricopa County Environmental Services Department Variance Issuance Criteria:

1. The Maricopa County Environmental Health Code (MCEHC) requires the issuance of a variance prior to the initiation of particular processes as defined in MCEHC § 3-502.11 and § 3-502.12.
2. The establishment is able to prove the MCEHC modification will not cause a public nuisance, health hazard, or safety risk.
3. When an item is found out of compliance and the correction of that item would create an unusual or unreasonable hardship resulting from a literal MCEHC interpretation provided the alternative method or work offered conforms to the general intent of this Code.

Types of Variance Required per the Maricopa County Environmental Health Code:

- | | | | |
|--|--------------|---|--------------|
| <input type="checkbox"/> Live Molluscan Shellfish Tank | (§ 3-502.11) | <input type="checkbox"/> Smoking of Food ² | (§ 3-502.11) |
| <input type="checkbox"/> Reduced Oxygen Packaging ² | (§ 3-502.11) | <input type="checkbox"/> Food Additives ² | (§ 3-502.11) |
| <input type="checkbox"/> Fermentation of Food ² | (§ 3-502.11) | <input type="checkbox"/> Curing of Food ² | (§ 3-502.11) |
| <input type="checkbox"/> On-site Slaughter of Seafood | (§ 3-502.11) | <input type="checkbox"/> Outdoor Cooking ¹ | (§ 8-103.10) |
| <input type="checkbox"/> Re-packing of Shellfish Lots | (§ 3-203.12) | | |

1. Please note if you are trying to obtain an Outdoor Cooking Variance you must go through the Plan Review process in addition to filling out a variance request.

2. Please note these variances require formal HACCP plans as part of the variance request. For more information on creating a HACCP plan visit, <http://www.cfsan.fda.gov/~dms/hret2toc.html>.

Types of Commonly Requested Variances and per the Maricopa County Environmental Health Code:

- ☐ Mobile Food Establishment (§ 8-103.10) ☐ Bare Hand Contact (§ 3-502.11)
☐ Equipment and Structural (§ 3-502.11) ☐ Open Air Food Service (§ 3-502.11)

If a variance is being requested due to a hardship, please describe the hardship: _____

Each variance request requires an independent application. Variance requests are addressed in MCEHC Chapter VIII, Section 2, Regulation 1, Subsections 8-201.11 and 8-201.12. The Maricopa County Environmental Health code is available at: <http://www.maricopa.gov/envsvc/envhlth.asp>.

*****Note – Variance requests are evaluated on a first come, first served basis. Request evaluations may entail up to 90 business days for review depending on the number submitted and/or the complexity of the request, please plan accordingly.**

Maricopa County collects a fee for each variance application review. The fee is non-refundable and must be submitted prior to the variance application review. Failure to provide the fee will result in a denial of the application. Please determine the type of variance you are submitting from the list below:

<u>Variance Type</u>	<u>Fee</u>
Variance for a Mobile Food Establishment: _____	\$60.00
Variance for a Fixed Establishment: _____	\$200.00
Bare Hand Contact Exemption: _____	\$135.00
HACCP Plan Review _____	\$205.00

I hereby certify that the above information is correct. I have provided all relevant material to the best of my ability. I understand until such time as this variance is granted I must cease operations that require a variance. I understand that by submitting this application and the fee in no way guarantees that my variance will be approved. I understand if the variance is approved failure to follow the submitted procedures will result in a critical violation against your operating permit and repeated violations may result in action initiated by the Department to withdraw the variance.